

# Order

Michigan Supreme Court  
Lansing, Michigan

January 27, 2009

Marilyn Kelly,  
Chief Justice

137109-10 & (70)(71)

Michael F. Cavanagh  
Elizabeth A. Weaver  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman  
Diane M. Hathaway,  
Justices

MIDLAND COGENERATION VENTURE  
LIMITED PARTNERSHIP,  
Plaintiff-Appellant,

v

SC: 137109-137110  
COA: 282716, 282729  
Midland CC: 07-002575-CE

DEPARTMENT OF ENVIRONMENTAL  
QUALITY, DIRECTOR OF THE  
MICHIGAN DEPARTMENT OF  
ENVIRONMENTAL QUALITY,  
and CHIEF-AIR QUALITY DIVISION  
OF THE MICHIGAN DEPARTMENT  
OF ENVIRONMENTAL QUALITY,  
Defendants-Appellees,

and

THE DETROIT EDISON COMPANY  
and CONSUMERS ENERGY COMPANY,  
Intervening  
Defendants-Appellees.

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On order of the Court, the application for leave to appeal the July 8, 2008 judgment of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the question presented should be reviewed by this Court. The motion for stay and other relief is DENIED. The motion for immediate consideration of that motion is GRANTED.



10120

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

January 27, 2009

*Corbin R. Davis*

Clerk